IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 1619 OF 2004

Abbas Ali Dhanse ... Petitioner

Vs.

State of Maharashtra and anr. ... Respondents

Mr. K.D. Jha for Petitioner.

Mr. A. Sayed, A.G.P. for R. Nos. 1 and 2.

CORAM: F.I. REBELLO &
MRS.V.K.TAHILRAMANI,JJ.
DATE : 19TH JUNE, 2006

P.C.:

. The Petitioner claims that he is relative of the original tenant and that he is entitled to premises bearing Room No. B-114, situated at 1-17, Parmanand wadi, Parel, Mumbai 400 012 in lieu of the old tenement bearing old Room No. 27, 3rd floor, Nawab Building, 20, Kumta Street, Fort, Mumbai 400 001. There is nothing before us to indicate on what basis the Petitioner is entitled to claim through the deceased original tenant. If the Petitioner gets the heirship certificate or any other document entitling him to claim as heir of deceased original tenant, then he may represent to the Competent Authority and it is for the Authority to take action. It is not possible for us, considering the controversy, to exercise our extra ordinary jurisdiction.

. With the above observations, Petition stands disposed of.

. Needless to say that the issue will be decided on merits.

(F.I.REBELLO, J.)

(MRS.V.K.TAHILRAMANI,J.)